



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Winfried Edelmann, Richard
L. Kolodner, Jeffrey W. Pollard, and Raju S.
Kucherlapati

Serial No.: 09/658,969

Filed: September 11, 2000

For: *METHODS FOR MODULATING THE
ACTIVITY OF MSH5 (As amended)*

Attorney Docket No.: AHN-001DV2

Art Unit:

Examiner: **RECEIVED**

DEC 07 2000

OFFICE OF PETITIONS

Assistant Commissioner for Patents
Washington, DC 20231

Attention: Application Processing Division
Special Processing and Correspondence Branch

Certificate of First Class Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Attn: Application Processing Division, Special Processing and Correspondence Branch, Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

11/30/00
Date of Signature and of Mail Deposit

By:

Amy E. Mandragoras
Reg. No. 36,207
Attorney for Applicants

PETITION REQUESTING A GRANT OF THE ORIGINAL
FILING DATE UNDER 37 C.F.R. 1.182

Dear Sir:

Applicants hereby request that the above-identified application be granted a filing date of September 11, 2000. The aforementioned filing date should be granted as the undersigned enclosed the entire specification and all sheets of informal Figures (eight sheets total), including Figure 3 (panels A-H), upon the original filing date of the application. Evidence that the entire specification and all sheets of informal figures were submitted on the original filing date of the application is found on the postcard receipt date stamped by the U.S. Patent and Trademark Office on September 11, 2000. The

postcard receipt indicates that all materials were received by the Patent Office. A copy of the postcard receipt date stamped by the U.S. Patent and Trademark Office is enclosed herewith as Appendix A.

Applicants respectfully submit that the specification erroneously makes reference to Figures 3I-3L. Applicants submit herewith a Preliminary Amendment in which this discrepancy in the specification is corrected. In view of the foregoing, it is respectfully requested that a filing date of September 11, 2000 be granted for the above-identified application.

The appropriate fee of \$130.00 pursuant to 37 C.F.R. 1.17(i)(1) along with a copy of the Notice of Incomplete Application is also being filed concurrently herewith. If the present petition is granted, it is respectfully requested that the petition fee be refunded to Applicants' attorney's Deposit Account No. 12-0080. If a telephone conversation with the undersigned would help in clarifying this matter, please do not hesitate to call the undersigned attorney at (617)227-7400.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

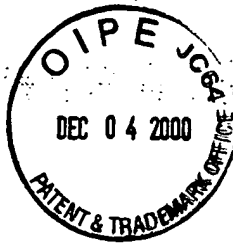


Amy E. Mandragouras
Registration No. 36,207
Attorney for Applicants

28 State Street
Boston, Massachusetts 02109
Tel. (617) 227-7400

Date: November 30 2000

AEM



Office No. AHN-001DV2

**THE "RECEIVED" STAMP OF THE PATENT AND TRADEMARK OFFICE
IMPRINTED HEREON ACKNOWLEDGES THE FILING OF:**

Description of Paper* and No.: Divisional-Continuation Application Transmittal Form (in duplicate); Copy of Patent Application consisting of 22 pgs. of specification, 2 pgs. of claims, 1 pg. of abstract; 8 sheets of drawings (Figures 1-6); 10 pgs. of a copy of an executed Declaration, and Power of Attorney; Preliminary Amendment (including Appendix A); Associate Power of Attorney (including Appendix A); Check for \$690.00 to cover the basic filing fee based on large entity status; and this Return Postcard.

Title: *METHODS FOR MOULATING THE ACTIVITY OF MSH5 (As amended)*

Name of Applicant(s): Winfried Edelmann, Richard D. Kolodner, Jeffrey W. Pollard,
and Raju S. Kucherlapati

Intf. or Serial No.: N/A

Atty: AEM/MCL

Date: September 11, 2000

*with Certificate of Express Mailing No. EL 011 359 942 US

